IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

WP(C).No. 6951 of 2007(C)

PETITIONER:

DR. LULU DAS, W/O.DR.PAVITHRAN,
AGED 49, PUNNAMOODU BUNGLOW,KUNNUKUZHI,TRIVANDRUM.

BY ADV. SRI.G.S.REGHUNATH

RESPONDENTS:

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1. STATE OF KERALA,
REP. BY ITS SECRETARY TO GOVT.,
SECRETARIAT, TRIVANDRUM.

2. KERALA AGRICULTURAL UNIVERSITY,
REP. BY ITS REGISTRAR, VELLAYANI, TRIVANDRUM.

R1 BY GOVT. PLEADER SRI. A.J. VARGHESE.
R2 BY SC SRI. RENJITH THAMPAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.6951 OF 2007

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Dated this the 12th day of March, 2007

JUDGMENT

Petitioner challenges Exts.P1, P2 and P6. Learned Standing Counsel submits that the very same question was considered by another learned Single Judge and matter has been disposed of. By Ext.P2 dated 9.6.2000 Government has ordered inter alia that the benefit already conferred as per certain Government Orders does not contemplate any change in the qualifications and experience. It is therefore clarified that only Assistant Professors as on 1.1.1986 will be eligible for higher scale of Rs.3000-5000 contemplated in Government Order dated 16.7.1996 and that Assistant Professors will be eligible for the next higher scale of Rs. 3700-4700 only on completion of 13 years service as Assistant Professor if they possess Ph.D while an Assistant Professor without Ph.D will be eligible for this scale only after 16 years of service as Assistant Professor. It is further ordered that Assistant Professors who were junior to the directly recruited Assistant Professors in a discipline or faculty as the case may be, will be given

seniority next below the directly recruited Assistant Professors. Ext.P6 order was passed.

2. According to the Standing Counsel apparently Government ordered that appointments already made will be regularised. That order was kept in abeyance. It is in the context of the said facts that this court in its judgment in O.P.7532 of 2000 and connected cases directed the Government to look into the matter and reconsider the same after notice to individual parties within a period of four months.

In such circumstances, following the said judgment, there will be a direction to the first respondent to consider the matter as was directed in O.P. 7532 of 2000 in the case of the petitioner also and take a decision thereon with notice to the petitioner within a period of four months from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.